

15-02557 RJ  
\$120.00

UTAH STATE ENGINEER  
Salt Lake City, Utah

IN THE MATTER OF CHANGE APPLICATIONS OF KANE ) PROTESTS OF  
COUNTY WATER CONSERVANCY DISTRICT NUMBERS: ) GILBERT YARDLEY  
61-166(a40855); 61-429(a40856); 61-430(a40857); ) & FAMILY & STEVEN  
61-1508(a40858); 61-1901(a40859); 61-1936(a40860); ) W. YARDLEY  
61-2661(a40861); 61-2989(a40862) )

We vigorously protest, resist, and object to the granting of the above caption applications for the following reasons and for the following grounds:

1. The protestants are the successors in interest of John Yardley as an owner of water decreed on page 18 of the *Sevier River Decree* from Castle and Minnie or Little Creeks and out of the Spring areas tributary to said creeks during the entire year and certain diligence rights and meadow rights hereafter set out. The protestants are also successors in interests of water rights on Asay Creek decreed to Ira W. Hatch, James H. Yardley, and John Yardley having owned rights - now owned by the Protestants in this vicinity - which contain meadows entirely supported by marginal percolations of water, the spring up of water springs within meadows and pastures, and meadow supporting groundwater so that these Protestants are entitled to the irrigation of not less than 350 acres. THIS WILL BE SEVERELY AND IRREPRABLE DAMAGED IF THE APPLICANTS HEREBY PROTESTED SHALL BE GRANTED.
2. Duck Creek sinks in two big holes and it has been proven that this water comes out in Asay Creek. THERE IS NOT UNAPPROPRIATED WATER IN THIS AREA. The drilling of wells as proposed by the applicants will draw from the springs and sources of my water so that our rights would be diminished and I would be deprived of my full water rights.
3. We are dependent on the grass we raise from this water to feed our cattle so that we can sell them and make a living for our families.
4. I have appropriated the waters which I have received to beneficial use in the past and will continue to do so in the future. Without the water to which I am entitled my lands will be useless. The granting of these Exchange Applications will have devastating effect on a delicate irrigation system which supports 350 acres of meadow over 145 years to the Protestants and their predecessors in interest.
5. THE QUILAIFICATIONS OF WATER SOUGHT TO BE APPROPRIATEDE BY THE APPLICANTS IN THEIR EXCHANGE FAR EXCEEDS THEIR BASIC ENTITLEMENT.

YOU NEED TO REJECT THE PLANS OF MOST OF THESE DEVELOPERS, SPECULATIORS, CITIES, AND COUNTIES. We live in the 2<sup>nd</sup> driest state in America - with our limited water supplies you have got to limit growth against the water rights that are already in use. It is GREED that drives much of this growth

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WATER RIGHTS  
SALT LAKE

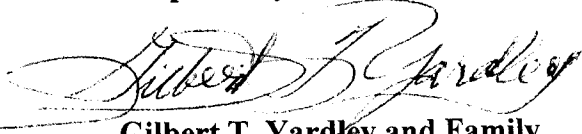
by developers, speculators, and politicians. You must draw the line on some of this continual growth. Many areas are already way over built.

**WE MUST PRESERVE WATER FOR AGRICULTURE AND NOT CONTINUALLY TAKE IT AWAY FROM THESE USERS. The day could come when we will have to live off the food we raise. If all our water is given to subdivisions and there is none left for agriculture we could starve in this State. YOU HAVE GOT TO SAY "NO" TO THESE WATER GRABS.**

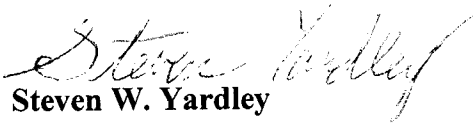
**WHEREFOR, I PRAY THE ABOVE CAPTIONED APPLICATIONS BE DENIED AND EXISTING WATER RIGHTS IN THE SOURCE OF WATER IN QUESTION REMAIN UNCHANGED.**

**Dated the 10 day of July 2015**

**Respectfully submitted**



**Gilbert T. Yardley and Family  
P.O. Box 288  
Beaver, UT 84713**



**Steven W. Yardley**

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